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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

:

KENJI YASUDA, ET AL.

: EXAMINER: ARCHIE, NINA

SERIAL NO: 10/524,663

:

FILED: FEBRUARY 11, 2005

: GROUP ART UNIT: 1645

FOR: INSPECTION APPARATUS FOR :
CELL REACTION AND INSPECTION
METHOD OF CELL REACTION

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement dated May 21, 2007, Applicants provisionally elect, *with traverse*, Group I, listed in the Requirement as readable on Claim 1 and listed in the Restriction Requirement as drawn to an inspection apparatus. Applicants list Claim 1 as readable thereon.

Applicants respectfully traverse the Restriction Requirement for the following reason.

MPEP § 803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The claims of the present invention would appear to be part of an overlapping search area. Accordingly, Applicants respectfully traverse the outstanding Restriction Requirement on the grounds that a search and examination of the entire application

would not place a serious burden on the Examiner. Therefore, an action on all of the Claims 1-9 is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Gregory J. Maier
Attorney of Record
Registration No. 25,599

Lee L. Stepina
Registration No. 56,837

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)